

ROCHESTER CITY COUNCIL

REGULAR MEETING

August 11, 2015

Present - President Scott, Councilmembers Conklin, Haag, McFadden, Miller, Ortiz, Patterson, Spaul - 8

Absent – Councilmember Palumbo.

The Council President requested the Council to rise for a Moment of Silence.

Pledge of Allegiance to the Flag of the United States of America.

Recognition Ceremony

Retirement:

DES

*Herbert E. Eaddy

*Robert J. Frusci

RPD

*Douglas M. Boccardo

*David D. Franklin

**Not attending meeting.*

APPROVAL OF THE MINUTES

By Councilmember Patterson

RESOLVED, that the minutes of the Regular Meeting of July 14, 2015 be approved as published in the official sheets of the Proceedings.

Adopted unanimously.

COMMUNICATIONS FROM THE MAYOR, COUNCIL PRESIDENT, CORPORATE OFFICERS AND OTHERS.

The following communications are hereby directed to be received and filed:

The Mayor submits the following:

Administrative Cancellation or Refund of Erroneous Taxes and Charges 4191-15

Public Disclosure - HOME Participation (3) 4192-15, 4193-15, and 4194-15

August 11, 2015

The Council submits a Disclosure of Interest Form from Vice President Miller on Int. No. 302.

THE COUNCIL PRESIDENT --- PRESENTATION AND REFERENCE OF PETITIONS AND OTHER COMMUNICATIONS.

Councilmember McFadden submits 196 signatures in favor of a moratorium on tasing unarmed suspects. Petition No. 1717

Councilmember McFadden submits 124 signatures opposing a homeless shelter on Post Avenue. Petition No. 1718

PUBLIC HEARINGS.

Pursuant to law, public hearing will now be had on the following matter:

Amending the Official Map by abandonment of a portion of Haywood Avenue Int. No. 299
No Speakers.

**REPORTS OF STANDING COMMITTEES
AND ACTION THEREON**

By Councilmember Conklin
August 11, 2015

To the Council:

The NEIGHBORHOOD & BUSINESS DEVELOPMENT COMMITTEE recommends for ADOPTION the following entitled legislation:

Int. No. 288	Authorizing the sale of real estate
Int. No. 289	Amending agreements and appropriating additional funds for the Homebuyer Training Program, <u>as amended</u>
Int. No. 307	Authorizing a lease agreement for the Rochester Museum and Science Center
Int. No. 255	Appropriating funds and authorizing agreements for business programs

Respectfully submitted,
Carolee A. Conklin
Michael A. Patterson
Dana K. Miller
Loretta C. Scott

August 11, 2015

NEIGHBORHOOD & BUSINESS DEVELOPMENT COMMITTEE

Received, filed and published.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2015-254

Re: 2015-16 Consolidated Community
Development Plan - Business Programs

Council Priority: Jobs and Economic
Development

Transmitted herewith for your approval is legislation related to the City of Rochester's business programs as described in the 2015-16 Consolidated Community Development Annual Action Plan (Con Plan). This legislation will:

1. Appropriate a total of \$1,300,000 of Community Development Block Grant (CDBG) funds as follows: \$1,225,000 from the Economic Stability allocation of the 2015-16 Con Plan; \$50,000 from the General Community Needs allocation of the 2014-15 Con Plan; and \$25,000 from the General Community Needs allocation of the 2013-14 Con Plan.
2. Authorize the use of the CDBG funds appropriated herein to support the following business programs:

Business Development Financial Assistance Loan and Grant Program	\$ 950,000
Neighborhood Commercial Assistance Program	<u>350,000</u>
	\$1,300,000

3. Authorize agreements necessary to implement the programs.

The \$950,000 for Business Development Financial Assistance Loan and Grant Program consists of \$875,000 from the Business Development Financial Assistance Loan and Grant Program allocation of the 2015-16 Con Plan; \$50,000 from the Business Development Financial Assistance Loan and Grant Program allocation of the 2014-15 Con Plan; and, \$25,000 from the Business Development Financial Assistance Loan and Grant Program allocation of the 2013-14 Con Plan. In addition, \$80,000 of City Development Funds was appropriated for Business Development Financial Assistance Loans and Grants via Ordinance No. 2015-155.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AO-142

Ordinance No. 2015-254
(Int. No. 255)

Appropriating funds and authorizing agreements for business programs

August 11, 2015

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. There is hereby appropriated \$1,225,000 from the Economic Stability allocation of the 2015-16 Consolidated Community Development Annual Action Plan, \$25,000 from the 2013-14 General Community Needs allocation and \$50,000 from the 2014-15 Community Needs allocation to fund the following business programs:

Business Development Financial Assistance Loan & Grant Programs	\$ 950,000
Neighborhood Commercial Assistance Programs	<u>350,000</u>
Total	\$1,300,000

Section 2. The Mayor is hereby authorized to enter into such agreements as may be necessary to implement the programs authorized herein.

Section 3. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate. The City shall only enter into agreements with organizations that are in compliance with Federal regulations.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2015-255
Re: Sale of Real Estate

Council Priority: Rebuilding and
Strengthening Neighborhood Housing

Transmitted herewith for your approval is legislation approving the sale of seven properties. City records have been checked to ensure that purchasers (except those buying unbuildable vacant lots) do not own other properties with code violations or delinquent taxes, and have not been in contempt of court or fined as a result of an appearance ticket during the past five years.

The first property is an improved property (garage), sold by negotiated sale. The buyer is the adjacent owner who will combine this garage with his existing property.

The next three properties are vacant lots sold by negotiated sale to the adjacent owners. The owners will combine these lots with their existing properties.

The next three properties are unbuildable vacant lots, being sold for a \$1.00 (as per City policy) to their adjacent owners who will combine their respective lot with their existing properties.

The first year projected tax revenue for these seven properties, assuming full taxation, current assessed valuations and current tax rates, is estimated to be \$1,816.

All City taxes and other charges, except water charges, against properties being sold by the City will be canceled on the first day of the month following adoption of the ordinance because either the City

August 11, 2015

has agreed to convey the properties free of City tax liens and other charges, or these charges have been included in the purchase price.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AO-143

Ordinance No. 2015-255
(Int. No. 288)

Authorizing the sale of real estate

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Council hereby approves the negotiated sale of the following parcel of real property improved with a small garage for parking:

<u>Address</u>	<u>S.B.L.#</u>	<u>Lot Size</u>	<u>Sq. Ft.</u>	<u>Price</u>	<u>Purchaser</u>
653 Joseph Av	106.31-2-20	36 x 88	3,140	5,000	Neal F. Brewster

Section 2. The Council hereby approves of the negotiated sale of the following parcels of vacant land with proposal:

<u>Address</u>	<u>S.B.L.#</u>	<u>Lot Size</u>	<u>Sq. Ft.</u>	<u>Price</u>	<u>Purchaser</u>
423 Lyell Av	105.66-3-14	44 x 100	4,400	2,500	Helen Pizzo
10 Wadsworth St	106.41-4-79	37 x 108	3,996	400	Troy C. Blackman
278 West High Ter	135.25-2-9	40 x 105	4,241	425	Erica Bryant

Section 3. The Council hereby approves the negotiated sale of the following parcels of unbuildable vacant land for the sum of \$1.00:

<u>Address</u>	<u>S.B.L.#</u>	<u>Lot Size</u>	<u>Sq. Ft.</u>	<u>Purchaser</u>
250 Martin St	106.45-1-18	25 x 130	3,253	Landsman Development Corp*
Portion of right-of-way of 12 Wayne Place	N/A	N/A	405	Gwendolyn L. Walker
317 Weaver St	091.72-3-13	31 x 116	3,490	Cyndia M. Perez

*Corporation Board: James A. Goff, President & CEO; Kimberlie M. Burkhart, Secretary & CFO; Jacques A. Paquin, Chief Technology Officer; Kurt E. Ziemendorf, Vice President; Cathleen W. Maiorano, Vice President, Christina M. Buckley, Assistant Secretary

Section 4. City taxes and other City charges, except water charges, against said properties are hereby canceled up to the first day of the month following the date of adoption of this ordinance for the reason that the City has agreed to convey said properties free of City tax liens and other charges or because these charges have been included in the purchase price.

Section 5. This ordinance shall take effect immediately

August 11, 2015

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2015-256

Re: Appropriations and Amendments -
Consolidated Community Development
Plan, Homebuyer Training Program

Council Priority: Rebuilding and
Strengthening Neighborhoods

Transmitted herewith for your approval is legislation related to the Homebuyer Training Program as described in the 2015-16 Consolidated Community Development Plan (Con Pan). This legislation will:

1. Appropriate \$5,504.75 from the 2011-12 of the City Development Fund Homebuyer Training allocation of the Homeownership Promotion Fund; and
2. Amend Ordinance No. 2015-184 by increasing the aggregate maximum compensation by \$5,504.75, from \$87,838.97 to \$93,343.72, for agreements with four agencies (as listed below) and establishing three year terms for said agreements, commencing on July 1, 2015:

NeighborWorks Rochester
The Home Store (Urban League of Rochester, New York)
Consumer Credit Counseling Services of Rochester
The Housing Council at PathStone

These four organizations provide pre- and post-purchase Homebuyer Training at a cost of \$350 and \$150, respectively, to all recipients of City grants for closing costs. These agreements allow for up to 180 individuals per year to receive training. The \$5,504.75 is additional funds identified that will be added to the agreements already approved by Council in June via Ordinance No. 2015-184. The three year term of the agreements, however, was inadvertently omitted in the original ordinance, and is rectified by the proposed amendment.

These providers were selected through a request for proposal process in March 2015.

The Homeownership Promotion Fund supports the City Housing Policy objective to promote the rehabilitation, redevelopment and new construction of housing.

The City will enter into agreements for this program only with organizations that are in compliance with federal regulations.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2015-256
(Int. No. 289)

August 11, 2015

Amending agreements and appropriating additional funds for the Homebuyer Training Program, as amended

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The sum of \$5,504.75 in additional funds from the 2011-12 City Development Fund Homebuyer Training allocation of the Homeownership Fund is hereby appropriated for the Homebuyer Training Program (Program) as an addition to the amounts approved in Ordinance No. 2015-184.

Section 2. Ordinance No. 2015-184 is hereby amended, by adding said additional appropriation in the amount of \$5,504.75 to the prior aggregate appropriation of \$87,838.97, for a new total of \$93,343.72, for Program agreements entered into with the following organizations:

NeighborWorks Rochester
The Home Store, Urban League of Rochester NY Inc.
Consumer Credit Counseling Services of Rochester
The Housing Council at PathStone

Section 3. The City will enter into Program agreements only with organizations that are in compliance with federal regulations.

Section 4. The agreements shall be for three-year terms commencing on July 1, 2015.

Section 5. The Director of Finance is authorized to record all transfers herein and to make adjustments to the amounts set forth herein which may have changed prior to the date of this ordinance.

Section 6. Ordinance No. 2014-116 is hereby amended, by extending by six months the term of the agreement between the City of Rochester and Western Economic Services so that it now will expire February 28, 2016. Said amendment does not change the maximum compensation.

Section 7. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 8. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2015-257
Re: Lease Agreement - Rochester Museum
and Science Center Property

Council Priority: Creating and Sustaining a
Culture of Vibrancy

August 11, 2015

Transmitted herewith for your approval is legislation authorizing a 15 year lease agreement with the Rochester Museum and Science Center (RMSC) for the property located at the southeast corner of East Avenue and Goodman Street at 657 East Avenue (the Property) which includes the Bausch Hall of History and Science (Bausch Hall).

The original lease for the Property was entered into on July 1, 1968 when the City transferred the operation and maintenance of the former City of Rochester Municipal Museum and leased the property to the RMSC. A subsequent 30 year lease, dated December 12, 1985 was authorized with the 657 Corporation, which was established to allow the financing of the expansion and renovation of Bausch Hall. In 2011, a new, one-year lease, which automatically extends annually unless either party gives at least a one year notice of termination, was executed because the RMSC was refinancing their existing bonds and the refinancing would have triggered a termination of the 1985 lease.

RMSC is now planning to refinance some of its existing debt and desires to use the City lease as collateral. The financing institution requires that the lease be for a term of at least 15 years. The proposed lease will be for 15 years and, as in the prior lease, will automatically extend annually unless either party gives at least a one year notice of termination. All other terms of this lease agreement will remain the same as those of the current lease.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2015-257
(Int. No. 307)

Authorizing a lease agreement for the Rochester Museum and Science Center

WHEREAS, the City of Rochester has received a proposal for the continued lease of the Rochester Museum and Science Center property and collections for a term of fifteen years with automatic annual extensions thereafter subject to termination on notice of one year; and

WHEREAS, pursuant to Section 21-23 of the Municipal Code, the Council is following additional procedures due to the time length of the proposed lease; and

WHEREAS, the term of the lease is reasonable and necessary in light of its intended purpose and the public will benefit throughout the term of the lease; and

WHEREAS, the Council has determined that payment is not required due to the overriding public benefit served by the Museum; and

WHEREAS, the Council affirmatively finds that the proposed lease is in the public interest, as the public benefit to be derived from the use is the continuation of the operation of the Museum which is open to the public and benefits residents of the City and surrounding area and visitors.

NOW, THEREFORE, BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into a lease agreement with the Rochester Museum and Science Center (RMSC) for the continued lease of the Museum property and collections for a term of fifteen (15) years, then continuing year-to-year thereafter subject to termination on notice of one year. The lease shall be without rent due to the overriding public benefit provided through the operation of the Museum. The RMSC shall be solely responsible for the

August 11, 2015

maintenance and operation of the property, including the payment of all utilities. The RMSC shall provide general liability insurance and property insurance, insuring both the real property and the museum's collections. The RMSC shall also indemnify the City against all claims and liabilities arising out of its use of the property.

Section 2. The lease agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

By Councilmember Haag
August 11, 2015

To the Council:

The PARKS & PUBLIC WORKS COMMITTEE recommends for ADOPTION the following entitled legislation:

- | | |
|--------------|---|
| Int. No. 107 | Authorizing the acceptance of right of way jurisdiction abandoned by the New York State Department of Transportation along South Avenue <u>as amended</u> |
| Int. No. 290 | Establishing maximum compensation for a professional services agreement for the 2015 Preventive Maintenance Contract 1 |
| Int. No. 291 | Authorizing funding amendments for the 2015 Preventive Maintenance Contract 1 Project and Preventive Maintenance Group #2 Project |
| Int. No. 292 | Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$368,000 bonds of said City to finance the reconstruction of certain streets related to the 2015 Preventive Maintenance Contract 1, as amended |
| Int. No. 293 | Amending and appropriating funds related to the 2016 Federal Aid Preventive Maintenance Contract on South Goodman Street and South Clinton Avenue |
| Int. No. 294 | Authorizing amendatory agreement for resident project representation services for the Port Marina and Mixed Use Development Project |
| Int. No. 295 | Authorizing amendatory agreement for compliance monitoring services for the Port of Rochester Redevelopment Project |
| Int. No. 296 | Authorizing an intermunicipal agreement with the County of Monroe for Traffic Signal Maintenance Services |
| Int. No. 297 | Repealing prior ordinance and authorizing the acquisition of property, intermunicipal agreement, and resident project representation agreement for the Lake Avenue Lighthouse Trail and Overlook Project |

August 11, 2015

- Int. No. 298 Adopting the determination and findings concerning the proposed Dewey Avenue and Driving Park Avenue Intersection Realignment Project
- Int. No. 308 Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$60,000 bonds of said City to finance the costs of construction of streets and public right-of-way improvements as part of the Brooks Landing 2 Project
- Int. No. 309 Authorizing funding amendments for the Midtown Redevelopment Project and Brooks Landing 2 Project

The PARKS & PUBLIC WORKS COMMITTEE recommends for CONSIDERATION the following entitled legislation:

- Int. No. 299 Amending the Official Map by abandonment of a portion of Haywood Avenue

Respectfully submitted,
Matt Haag
Elaine M. Spaul
Michael A. Patterson
Dana K. Miller
Loretta C. Scott
PARKS & PUBLIC WORKS COMMITTEE

Received, filed and published.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2015-258
Re: Land Transfer - New York State
 Department of Transportation,
 South Avenue Right-of-Way

Council Priority: Creating and Sustaining
a Culture of Vibrancy; Rebuilding and
Strengthening Neighborhoods

Transmitted herewith for your approval is legislation related to improvements at Erie Harbor Park and South Avenue, from Court Street to Capron Street. This legislation will approve the acceptance of a portion of South Avenue right-of-way abandoned by the New York State Department of Transportation.

South Avenue, from Court Street to Capron Street, fronts Erie Harbor Park and is considered a prime riverfront site. The land is currently an under-utilized site and is identified in the Center City Master Plan as Erie Harbor Park. Ownership of the property is mixed with the principal parties being the City of Rochester, New York State and the Farash Foundation. Several easements cross the property making private development challenging.

In 2010, the community-led Erie Harbor Park Master Plan was completed for the site based on a public-private partnership between the City and the Farash Corporation. The master plan includes

August 11, 2015

public improvements for increased waterfront access, waterfront promenades, a pedestrian bridge with viewing platforms, improvements to the 1815 Johnson Seymour Mill Race, lighting upgrades, interpretive signage, benches, bike racks, and landscaping amenities. The master plan envisions and recommends a medium-sized (less than 25,000 sq. ft.) mixed-use development that's fully intertwined with the public improvements.

Acceptance of a portion of the South Avenue right-of-way abandoned by the New York State Department of Transportation greatly facilitates access to the property from a public and private standpoint. Ownership of the South Avenue right-of-way offers the City flexibility and efficiency in developing an improved streetscape, establishing alternate traffic patterns, evaluating parking needs and working with interested developers. It also helps advance numerous initiatives recommended in the Erie Harbor Park Master Plan.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AO-144

Ordinance No. 2015-258
(Int. No. 107)

Authorizing the acceptance of right of way jurisdiction abandoned by the New York State Department of Transportation along South Avenue as amended

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Council hereby approves the acceptance of jurisdiction to the right of way abandoned by the New York State Department of Transportation under an Official Order, constituting a portion of South Avenue from Court Street to Capron Street as shown on a map certified by Jacek M. Szymanski, City of Rochester, City Surveyor on July 21, 2015 described below. In accordance with the terms of the Official Order, the City's acceptance of jurisdiction shall reserve to the State of New York, NYSDOT, the NYS Canal Corporation and their specified affiliates, successors and assigns the right of ingress, egress and regress to the area being abandoned as well as the right to review, approve or deny any highway or traffic related change to the right of way. The Mayor is hereby authorized to enter into any agreement necessary to acquire said right of way abandoned by New York State, said right of way to remain in transportation use and said agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

**~~LEGAL DESCRIPTION OF PROPOSED LANDS
TO BE TRANSFERRED FROM NEW YORK STATE
TO THE CITY OF ROCHESTER~~**

~~All that tract or parcel of land, situate in the City of Rochester, County of Monroe, State of New York, being part of Town Lot 8 & 36, 3rd Division, and being more particularly bounded and described as follows: Beginning at the intersection of the south ROW line of Court Street (64' ROW) and the west ROW line of South Avenue (80' ROW), said intersection being the Point or Place of Beginning; thence~~

- ~~1) — S 11° 47' 40" E, along the east line of NYS Appropriation, Map 1312 R-1, Parcel 1364, a distance of 449.12 feet to a point on the north line of NYS Appropriation, Map 1329, Parcel 1389, and also being the westerly projection of the south ROW line of Woodbury Boulevard (86.73' ROW); thence~~

August 11, 2015

- 2) ~~S 78° 12' 20" W, along said projection, a distance of 72.00 feet to a point; thence~~
- 3) ~~S 64° 41' 00" W, through lands of the State of New York, a distance of 88.21 feet to the southeast corner of a permanent easement, Map 1312 R-1, Parcel 1368 to the southeast corner of a permanent easement, Map 1312 R-1, Parcel 1368; thence~~
- 4) ~~N 03° 11' 43" E, along the east line of said easement, a distance of 90.75 feet to the northeast corner thereof; thence~~
- 5) ~~N 52° 35' 19" E, along lands of the State of New York, a distance of 78.59 feet to a point on the west line of a permanent easement, Map 1312 R-1, Parcel 1366; thence~~
- 6) ~~S 08° 26' 40" E, along said west line, a distance of 15.00 feet to the southwest corner thereof, and the west line of said Appropriation, Map 1312 R-1, Parcel 1364; thence~~
- 7) ~~N 60° 50' 26" E, along said west line, a distance of 6.91 feet to an angle point; thence~~
- 8) ~~N 02° 21' 04" E, continuing along said west line, a distance of 140.69 feet to an angle point; thence~~
- 9) ~~N 08° 48' 08" W, continuing along said west line, a distance of 162.58 feet to an angle point; thence~~
- 10) ~~N 78° 58' 09" E, continuing along said west line, a distance of 12.00 feet to an angle point; thence~~
- 11) ~~N 09° 11' 11" W, continuing along said west line, a distance of 62.46 feet to the said south ROW line of Court Street, being the Point or Place of Beginning.~~

~~Hereby intending to describe a parcel of land, containing 0.498 acres, more or less, all as shown on a map entitled "Proposed Lands To Be Transferred From New York State To The City Of Rochester", dated March 20, 2015, prepared by Jacek M. Szymanski, P.L.S., City Surveyor.~~

Section 2. This ordinance shall take effect immediately

Strikeout indicates deleted text, new text is underlined

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2015-259,
Ordinance No. 2015-260 and
Ordinance No. 2015-261
Re: 2015 Preventive Maintenance Contract
1 and Amending the 2015 Preventive
Maintenance Group #2 Project

Council Priority: Jobs and Economic

Development

Transmitted herewith for your approval is legislation related to the 2015 Preventive Maintenance Contract 1 (Lyell Avenue, Clifford Avenue, Norton Street and East Ridge Road) and amending the 2015 Preventive Maintenance Group #2 Project. This legislation will:

1. Establish \$376,000 as maximum compensation for an agreement with C&S Engineers, Inc., Rochester, New York, for resident project representation (RPR) services;
2. Amend Ordinance No. 2014-10, the 2015 Preventive Maintenance Contract 1 design agreement, by replacing \$25,800 of Prior Years' Cash Capital with \$25,800 in New York State (NYS) Marchiselli Aid, as appropriated herein;
3. Authorize the issuance of bonds totaling \$368,000 and appropriate the proceeds thereof to finance the local share of the street improvements;
4. Authorize the appropriation of \$1,887,280 from the Federal Highway Administration (FHWA) to finance the federal share of the project;
5. Appropriate \$379,665 from anticipated reimbursements from the NYS Marchiselli Aid Program to finance the state share of the design (\$25,800) and construction (\$353,865) of the project; and
6. Amend Ordinance No. 2015-247, the 2015 Preventive Maintenance Group #2 Project, by specifying that the \$2,913,587 in anticipated reimbursements from the FHWA is for construction of the project and correcting the amount of anticipated reimbursements from NYS Marchiselli Aid from \$238,282 to \$274,132.

The 2015 Preventive Maintenance Contract 1 Project is a milling and resurfacing project designed by C&S Companies via Ordinance No. 2014-10. The project includes: milling and resurfacing four arterial streets; adjustments to catch basin frames and grates, water valves and sewer castings; spot street base and sidewalk repair; installation of truncated domes at sidewalk ramps; installation of new pavement markings; and replacement of traffic loops.

Bids for construction were received on July 7, 2015. The apparent low bid of \$2,063,000.80 was submitted by Sealand Contractors Corp. which is 1% less than the engineer's estimate. An additional \$205,454 will be allocated for project contingencies.

The costs for the categories of work for the project based upon the bid amount are as follows:

<u>Source</u>	<u>Construction</u>	<u>RPR</u>	<u>Contingency</u>	<u>Total</u>
FHWA	\$1,645,281	\$241,999		\$1,887,280
NYS Marchiselli Aid	308,490	45,375		353,865
Street Bond	97,460	88,626	\$181,914	368,000
Prior Years' Water Cash Capital	25		50	75
2011-12 Cash Capital	5,175		10,350	15,525
Rochester Pure Waters District Ord. No. 2015-132)	<u>6,570</u>	<u></u>	<u>13,140</u>	<u>19,710</u>
Total	\$2,063,001	\$376,000	\$205,454	\$2,644,455

August 11, 2015

C&S Engineers, Inc. was selected to provide RPR services from the NYSDOT list of pre-approved regional engineering firms, which is described in the attached summary. The agreement may extend until two years after final acceptance of the project.

The project will begin construction in fall 2015 and will be substantially complete by fall 2016. The project will result in the creation and/or retention of the equivalent of 29 full-time jobs.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AO-145

Ordinance No. 2015-259
(Int. No. 290)

Establishing maximum compensation for a professional services agreement for the 2015 Preventive Maintenance Contract 1

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The sum of \$376,000, or so much thereof as may be necessary, is hereby established as the compensation to be paid for a professional services agreement between the City and C&S Engineers, Inc. for resident project representation services for the 2015 Preventive Maintenance Contract 1 (the "Project"). The agreement may extend until three (3) months of a two year guarantee inspection of the Project. Said amount shall be funded by \$241,999 from funds to be received from the Federal Highway Administration, by \$45,375 from anticipated reimbursements from the New York State Marchiselli Aid program, and \$88,626 from a bond ordinance authorized for the Project

Section 2. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2015-260
(Int. No. 291)

Authorizing funding amendments for the 2015 Preventive Maintenance Contract 1 Project and Preventive Maintenance Group #2 Project

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. Ordinance No. 2014-10 which authorized agreements and appropriations for the 2015 Preventative Maintenance Contract 1 Project (Project 1) is hereby amended by reducing the prior year Cash Capital appropriation by \$25,800 and appropriating \$25,800 in anticipated revenues from the New York State Marchiselli Aid program ("Marchiselli Aid") as a substitute for that purpose.

August 11, 2015

Section 2. The sum of \$1,887,280 in anticipated reimbursements from the Federal Highway Administration (FHWA) is hereby appropriated to finance Project 1.

Section 3. The sum of \$353,865 in anticipated reimbursements from the Marchiselli Aid program is hereby appropriated to finance the State share of Project 1.

Section 4. Ordinance No. 2015-247 which authorized agreements and appropriations for the 2015 Preventative Maintenance Group #2 Project (Project 2) is hereby amended as follows: specifying that the appropriation of \$2,913,587 from anticipated reimbursements to be received from the Federal Highway Administration shall be allocated to Project 2 construction costs; and appropriating for Project 2 an additional sum of \$35,850 in anticipated Marchiselli Aid revenues to raise the project's total appropriation of Marchiselli Aid to \$274,132.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2015-261
(Int. No. 292)

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$368,000 bonds of said City to finance the reconstruction of certain streets related to the 2015 Preventative Maintenance Contract 1, as amended

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance the cost of milling, resurfacing and reconstruction of certain streets related to the 2015 Preventative Maintenance Contract 1 for the City, including Lyell Avenue, Clifford Avenue, Norton Street, East Ridge Road and such additional streets as may be identified for inclusion in the Contract by the City Engineer and available for inspection in the office of the City Engineer (the "Project"). The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$2,644,455, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$368,000 in bonds of the City to finance said appropriation, \$1,887,280 from the Federal Highway Administration, \$353,865 from New York State Marchiselli Aid Program, \$15,600 prior years available cash capital, \$19,710 appropriated by the Rochester Pure Waters District under Ordinance 2015-132 and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$368,000 are hereby authorized to be issued pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$368,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

August 11, 2015

Section 4. The period of probable usefulness of said class of objects or purposes described in Section 1 of this Ordinance, within the limitations of 11.00 a. 20. of the Law, is fifteen (15) years.

Section 5. Each of the bonds authorized by this Ordinance and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the City, payable as to both principal and interest by an ad valorem tax upon all the taxable real property within the City without limitation as to rate or amount. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. Subject to the provisions of this Ordinance and of said Law, and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of Sections 50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the City Council relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, and relative to providing for substantially level or declining debt service, prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, as well as to executing agreements for credit enhancement, are hereby delegated to the Director of Finance, as the Chief Fiscal Officer of the City.

Section 7. The validity of the bonds authorized by this Ordinance and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such Ordinance are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty (20) days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This Ordinance shall take effect immediately, and the City Clerk is hereby authorized and directed to publish a summary of the foregoing Ordinance, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "The Daily Record," a newspaper published in Rochester, New York, having a general circulation in the City and hereby designated the official newspaper of said City for such publication.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2015-262
Re: Amendment - 2016 Preventive
Maintenance Project

August 11, 2015

Transmitted herewith for your approval is legislation related to the 2016 Federal Aid Preventive Maintenance Project at two locations. This legislation will:

1. Appropriate \$17,550 from anticipated New York State (NYS) Marchiselli Aid to fund a portion of the design services for the project; and
2. Amend Ordinance No. 2014-393, which originally established funding for an agreement with Stantec Consulting Services, Inc. for design services related to this project, by reducing the 2013-14 Cash Capital by \$16,785 and replacing those funds with \$16,785 of the NYS Marchiselli Aid appropriate herein. The remaining NYS Marchiselli Aid (\$765) will fund City administration for the project

This federal aid project, administered by the City under agreement with the NYS Department of Transportation includes two locations:

- Goodman Street (Broadway to East Avenue)
- South Clinton Avenue (Byron Street to South City Line)

Street improvements will include: milling and resurfacing of the pavement; spot curb replacements; installation or upgrade of sidewalk curb ramps; adjustment and repair of manholes, receiving basins, and water valve castings; and replacement of traffic markings. These improvements will enhance the surface drainage and riding quality of the roadway, improve handicap accessibility, and extend the useful life of the pavement structure.

This project also includes NYS Multi-Modal funding that will fund South Clinton Avenue enhancement features including decorative crosswalks and curb bump-outs throughout the corridor. Existing light poles will be upgraded with decorative fixtures and pedestrian level lights.

Construction is anticipated to begin in spring 2016 with scheduled completion in fall 2016.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AO-146

Ordinance No. 2015-262
(Int. No. 293)

Amending and appropriating funds related to the 2016 Federal Aid Preventive Maintenance Contract on South Goodman Street and South Clinton Avenue

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The sum of \$17,550 is hereby appropriated for the 2016 Preventive Maintenance Contract on South Goodman Street and South Clinton Avenue (Project) from anticipated New York State Marchiselli program reimbursements (Marchiselli Aid).

Section 2. Ordinance No. 2014-393 is hereby amended by reducing the 2013-14 Cash Capital allocation of \$16,785 for the Project and substituting \$16,785 of the anticipated Marchiselli Aid that is appropriated in Section 1.

August 11, 2015

Section 3. The remainder of the appropriated Marchiselli Aid (\$765) is allocated to City administration of the Project.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2015-263 and

Ordinance No. 2015-264

Re: Amendatory Agreement - LaBella

Associates PC, Port Marina Project

Council Priority: Creating and Sustaining a
Culture of Vibrancy

Transmitted herewith for your approval is legislation related to the Port Marina Project. This legislation will:

1. Establish \$370,000 as maximum compensation for an amendatory agreement with LaBella Associates PC for additional resident project representation (RPR) services, increasing total maximum compensation from \$1,850,000 (Ord. No. 2013-328) to \$2,220,000. The amendatory agreement will be funded from Bond Ordinance No. 2013-329 (\$159,000), Prior Years' Cash Capital (\$192,500) and New York State Environmental Facilities Corporation Grant (\$18,500).
2. Establish \$90,000 as maximum compensation for an amendatory agreement with Rochester Research Associates (RRA) for additional compliance monitoring services, increasing total maximum compensation from \$175,000 (Ord. No. 2013-364) to \$265,000. The amendatory agreement will be funded from Prior Years' Cash Capital.

The project includes construction of the marina basin and pedestrian promenade, all planned right-of-way improvements, installation and relocation of utilities as required, roadway realignment, extension of the Genesee Riverway Trail to connect with Ontario Beach Park, reconstruction of the land-side facilities at the public boat launch, installation of boat dock facilities, and renovations at the Terminal Building to accommodate boater facility improvements.

Contract 1 of the Port Marina Project began in December 2013 and finished construction in December 2014. It included right of way improvements, utility installation and relocation, and roadway realignment and partial excavation of the marina basin. Final construction cost was \$7,405,648. Contract 2 was awarded to Crane-Hogan Structural Services in April, 2015 at a bid of \$10,623,968 and includes completion of the marina basin to final elevation, completion of utilities and right of way improvements and installation of boat dock facilities. The City is in the process of adding additional work to Contract 2 for final placement, compaction and grading of iron slag excavated from the marina project site. Slag removed from the marina project site has been temporarily staged at the Lexington Avenue site under a New York State Department of Environmental Conservation (NYSDEC) regulatory exemption. Permanent placement requires a separate NYSDEC regulatory approval which the City expects to receive by the end of July. Contract

August 11, 2015

3 is anticipated to begin in fall 2015 and includes improvements to the former Port Terminal Link Building to create a marina boaters' service facility at an estimated cost of \$440,000.

The original RPR agreement with LaBella Associates PC was to provide services for construction activities for Contracts 1 through 3, however, when Pike Company and the City mutually agreed for the marina basin to be completed by another contractor, this extended the overall construction of the project by six months. The amendatory RPR agreement will provide additional RPR services to complete the marina, the additional work at the Lexington site, and the Contract 3 Marina Boaters' Service Facilities, including the newly added repairs to the Link Building glass roof.

Each contract is subject to a project labor agreement (PLA) with workforce goals of 20 percent minority and 6.9 percent women participation. The PLA is being monitored by RRA. The amendatory agreement with RRA will provide for continued services for the additional six months of the construction schedule and the additional contract.

The Port of Rochester marina, site improvements, and boater services facilities is anticipated to be complete in spring 2016. The amendatory agreements with LaBella Associates PC and RRA will result in the creation and/or retention of the equivalent of 5 full-time jobs.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2015-263
(Int. No. 294)

Authorizing amendatory agreement for resident project representation services for the Port Marina and Mixed Use Development Project

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into an amendatory agreement with LaBella Associates in the maximum amount of \$370,000 for additional resident project representation services for the Port Marina and Mixed Use Development Project ("Project"). Said amendatory agreement shall increase the maximum amount of the agreement authorized by Ordinance No. 2013-328 by \$370,000 to a total of \$2,220,000. The amendatory agreement may extend until three (3) months after completion of a two year guarantee inspection of the Project. The cost of said amendatory agreement shall be funded by \$159,000 from funds appropriated in Bond Ordinance No. 2013-329, \$192,500 Cash Capital allocations from prior years, and \$18,500 from a New York State Environmental Facilities Corporation grant.

Section 2. The amendatory agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

Ordinance No. 2015-264
(Int. No. 295)

Authorizing amendatory agreement for compliance monitoring services for the Port of Rochester Redevelopment Project

August 11, 2015

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into an amendatory agreement with Rochester Research Associates in the maximum amount of \$90,000 for additional compliance monitoring services for the Port of Rochester Redevelopment Project ("Project"). Said amendatory agreement shall increase the maximum amount of the agreement authorized by Ordinance No. 2013-364 by \$90,000 to a total of \$265,000. The amendatory agreement may extend until six (6) months after completion of the Project. The cost of said amendatory agreement shall be funded by Cash Capital allocations for prior years.

Section 2. The amendatory agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2015-265
Re: Intermunicipal Agreements - County
of Monroe, Traffic Signal Maintenance
Services

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing intermunicipal agreements with the County of Monroe for traffic signal maintenance services at Elmwood and Plymouth Avenues and Andrews Street at Front Street in front of the Crossroads Garage. Maximum annual compensation for the agreements will be \$920 and \$1,070, respectively, and will be funded by the 2015-16 and future Budgets of the Department of Environmental Services, contingent upon their approval. These agreements will have initial terms of five years, with the option to renew for up to three additional five-year terms if both parties agree.

The City intends to take over the maintenance costs for these two traffic signals as the Monroe County Department of Transportation (MCDOT) determined that these signals no longer meet the criteria for MCDOT support. The first signal, at Elmwood and Plymouth Avenues allows pedestrian and vehicle access to the Genesee Valley Park ice rink and pool, while the second signal, on Andrews Street, provides access to the Crossroads Garage.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2015-265
(Int. No. 296)

Authorizing an intermunicipal agreement with the County of Monroe for Traffic Signal Maintenance Services

August 11, 2015

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into an intermunicipal agreement with the County of Monroe for maintenance services for the traffic signals located at the corner of Elmwood and Plymouth Avenues and at the corner of Andrews and Front Streets in front of the Crossroads Garage, respectively. The agreement shall have an initial term of five years, with the option of up to three additional five-year terms, if both parties agree.

Section 2. The agreement shall obligate the City of Rochester to pay \$920 annually for the signals at Elmwood and Plymouth Avenues and \$1070 annually for the signals at Andrews and Front Streets, and shall be funded from the 2015-16 and subsequent Budgets of the Department of Environmental Services, contingent upon their approval.

Section 3. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2015-266

Re: Repeal and Agreements - Lake Avenue
Lighthouse Trail and Overlook Project

Council Priority: Creating and Sustaining a
Culture of Vibrancy

Transmitted herewith for your approval is legislation related to the Lake Avenue Lighthouse Trail and Overlook Project. This legislation will:

1. Repeal Ordinance No. 2015-98, authorizing the acceptance of a permanent easement valued at \$14,150 for a portion of a parcel at 4554 Lake Avenue;
2. Authorize the acquisition of an easement valued at \$16,200 for a portion of a parcel at 4554 Lake Avenue, as requested by the current owner, Rochester Gas and Electric (RG&E), to be funded from Bond Ordinance No. 2013-330;
3. Authorize a temporary agreement with RG&E for access to the property to allow the construction of improvements prior to the planned acquisition to meet the requirements of the New York State Department of State (NYSDOS) grant (Ord. Nos. 2008-269 and 2013-328) and begin construction in September 2015;
4. Establish \$25,000 as maximum compensation for an agreement with McCord Landscape Architecture PLLC, Penfield, New York, for resident project representation (RPR) services; and
5. Authorize an intermunicipal agreement with Monroe County for that portion of the trail improvement which will cross County-owned property at 70 Lighthouse Street.

August 11, 2015

As the negotiations progressed on the terms of the easement between RG&E and the City, both parties agreed that the City's purchase of the property is in their mutual best interest, necessitating the amendment to Ordinance No. 2015-98. The temporary agreement with RG&E, however, will enable construction and public use of trail and overlook improvements before the purchase is complete as required to meet the scope and term of the NYSDOS grant.

Bids for construction were received on June 30, 2015. The apparent low bid of \$218,560 was submitted by Van Putte Gardens, which is 3% greater than the engineer's estimate. An additional \$32,565 will be allocated for project contingencies.

McCord Landscape Architecture PLLC was selected to provide RPR services based on its familiarity with the project. A full justification for not issuing a request for proposals is attached. The agreement may extend until three months after completion and acceptance of a two year guarantee inspection of the project.

The project construction funding is as follows:

<u>Source</u>	<u>Construction</u>	<u>RPR</u>	<u>Contingency</u>	<u>Total</u>
NYSDOS Grant 2013-328	\$109,280	\$10,720	\$ 0	\$120,000
Bond Ord. No. 2013-330	<u>109,280</u>	<u>14,280</u>	<u>32,565</u>	<u>156,125</u>
Total	\$218,560	\$25,000	\$32,565	\$276,125

Construction is scheduled to commence in September 2015 and be completed in December 2015. The construction phase of the project will result in the creation and/or retention of the equivalent of 3 full-time jobs.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AO-147

Ordinance No. 2015-266
(Int. No. 297)

Repealing prior ordinance and authorizing the acquisition of property, intermunicipal agreement, and resident project representation agreement for the Lake Avenue Lighthouse Trail and Overlook Project

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. City Council Ordinance No. 2015-98 authorizing acquisition of a permanent easement over land for the construction and public use of the Lake Avenue Lighthouse Trail and Overlook Project (Project) is hereby repealed.

Section 2. The Council hereby appropriates \$16,200 plus any legal and closing costs, said amount to be funded by proceeds from Bond Ordinance No. 2013-330, for the acquisition of the following parcel for the construction and public use of the Project's trail and overlook improvements:

<u>Address</u>	<u>S.B.L.#</u>	<u>Owner</u>	<u>Size</u>
4554 Lake Avenue	047.62-01-017	Rochester Gas and Electric Corporation	±0.28 acres

August 11, 2015

Section 3. The Mayor is hereby authorized to enter into an agreement with RG&E to obtain access to the above described property prior to the planned acquisition if necessary to meet the Project's grant requirements and begin construction in September 2015.

Section 4. Authorize an intermunicipal agreement with Monroe County whereby the County will accept as a gift in place trail improvements placed on County-owned land parcel located at 70 Lighthouse Street in support of public use of that portion of the property.

Section 5. The sum of \$25,000, or so much thereof as may be necessary, is hereby established as the compensation to be paid for a professional services agreement between the City and McCord Landscape Architecture PLLC for resident project representation services for the Project. The agreement may extend until three (3) months after completion and acceptance of a two year guarantee inspection of the Project. Said amount shall be funded by \$10,720 from a NYS Department of State grant and \$14,280 from Bond Ordinance No. 2013-330.

Section 5. The appropriation in Section 2 shall be funded from the bond funds appropriated in Ordinance No. 2013-330.

Section 6. This Ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2015-267
Re: Determinations and Findings - Dewey
Avenue and Driving Park Avenue
Intersection Realignment Project

Transmitted herewith for your approval is legislation making the determinations and findings related to the acquisition, by negotiation or condemnation, of real property for the Dewey Avenue and Driving Park Avenue Intersection Realignment Project. Such determinations and findings are required by Article 2 of the New York State Eminent Domain Procedure Law to be adopted within 90 days after a public hearing on the matter.

On June 16, 2015, a public hearing was held on the proposed acquisition of 352 Driving Park Avenue, the current location of The Family Dollar Store, for the purpose of this project. There were three speakers (2 against - 1 in favor); minutes from the hearing are attached.

The determination and findings for this Project shows the public better served by realignment of the intersection. Providing the necessary geometric change, traffic accidents and congestion will be reduced, and pedestrian safety, ADA compliance, bicyclists' mobility and safety and transit buses mobility will be enhanced.

The Project limits extend 300 feet south and 350 feet north of the intersection along Dewey Avenue, and from Finch Street to Straub Street along Driving Park Avenue. Four scenarios were considered:

1. Do nothing, no change, to provide a base comparison;
2. Realign the north and south approach on Dewey Avenue, with considerable impact to surrounding commercial and residential properties;

August 11, 2015

3. Construct a modern roundabout, which would also have significant impact on the surrounding properties; or
4. Eliminate the offset intersection by moving the northern approach of Dewey Avenue to the west to align with the southern approach.

To eliminate the offset intersection, No. 4, best satisfies the project objectives and is the better choice.

In addition, the proposed project underwent a thorough and proper review in accordance with the National Environmental Policy Act (NEPA) and the State Environmental Quality Review Act (SEQRA). The proposed public project will not, individually or cumulatively, have a significant environmental impact and is excluded from the requirement to prepare an Environmental Impact Statement (EIS) or an Environmental Assessment (EA). As Lead Agency under SEQRA, the City of Rochester determined the proposed project is classified as an Unlisted Action under the SEQRA, Part 617, Title 6 of the Official Compilation of New York Codes, Rules, and Regulations (6 NYCRR Part 617). The City and its consultant prepared the Short Environmental Assessment Form and the City has determined that the proposed public project will not result in any significant adverse environmental impacts and has issued a Negative Declaration for the project.

In making the determinations and findings, it has been concluded that the project will have, among other things, the following effects upon the residents and businesses in the area:

1. Access to adjacent parcels will not be significantly impacted. Driveways will be maintained during construction, except for temporary closures of entrances as required by construction activities. Access for emergency vehicles and local deliveries would be maintained during construction.
2. Flagging control and alternating routes will be utilized during construction.
3. The impact to local businesses is expected to be minimal.
4. The proposed public project will result in the displacement of one retail business. They will be provided relocation assistance.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AO-148

Ordinance No. 2015-267
(Int. No. 298)

Adopting the determination and findings concerning the proposed Dewey Avenue and Driving Park Avenue Intersection Realignment Project

WHEREAS, the intersection of Dewey Avenue and Driving Park Avenue is located in the Maplewood Neighborhood of the Northwest Quadrant of the City of Rochester, New York ; and

WHEREAS, the City of Rochester initiated the proposed public project based on the observed deficiencies in traffic flow for all modes of transportation in the proposed project area; and

WHEREAS, the City of Rochester and its consultant undertook various studies to evaluate the existing transportation conditions, deficiencies, and engineering considerations within the proposed project area; and

WHEREAS, the City of Rochester and its consultant completed the Final Design Report for the proposed public project on August 19, 2014; and

WHEREAS, in the Final Design Report the City of Rochester identifies the need to eliminate the geometric deficiencies of the intersection, provide improvements for the pedestrian, bicyclists, and transit user, and make necessary safety improvements throughout the project limits; and

WHEREAS, the City of Rochester defined the following project objectives;

1. Address geometric deficiencies at the offset intersection to improve traffic flow, reduce vehicular congestion, and improve highway safety.
2. Improve multimodal accommodations for pedestrians, bicyclists, and transit users.
3. Improve the visual quality of the built environment and adjoining streetscape.
4. Enhance the stature of this intersection as a neighborhood node for commercial and recreational activities.

WHEREAS, the City of Rochester and its consultant evaluated the following design alternatives to accomplish the project objectives;

- Alternative 1: No Action/Maintenance - Under this alternative, the City of Rochester would retain the current Dewey Avenue and Driving Park Avenue intersection. No activities other than routine maintenance would occur. This alternative would not improve mobility, aesthetics, or neighborhood viability.
- Alternative 2: Dewey Avenue Realignment, North and South Approach - This alternative would shift the northern Dewey Avenue approach to the west and the southern approach to the east a sufficient distance to eliminate the offset. Multimodal mobility through the intersection would be enhanced by consolidating pedestrian crossings to one location, closing the gap in the City's bicycle lane network, and eliminating multiple turns for transit vehicles.
- Alternative 3: Modern Roundabout - This alternative would create a single lane modern roundabout as a replacement for the current offset intersection. A roundabout would physically eliminate many of the conflicting vehicle movements. Pedestrian mobility at the intersection would be enhanced with highlighted, two-stage crossings. Multiple turning movements for transit vehicles would be eliminated. Bicyclists would benefit from lower vehicular travel speeds through the intersection.
- Alternative 4: - Under this alternative, the offset intersection would be eliminated by moving the northern approach of Dewey Avenue to the west to align with the southern approach. Multimodal mobility would be enhanced by consolidating pedestrian street crossings to one location, closing the gap in the City's bicycle lane network, and eliminating multiple turns for transit vehicles.

August 11, 2015

WHEREAS, through the evaluation process, the City of Rochester has determined Alternative 4 is the most feasible alternative, and identifies it as the preferred alternative in the Final Design Report; and

WHEREAS, the proposed public project is being progressed as a National Environmental Policy Act (NEPA) Class II, D-list project; and

WHEREAS, the proposed public project is an Unlisted Action in accordance with 6NYCRR Part 617, State Environmental Quality Review (SEQR) Act and the City of Rochester will act as lead agency; and

WHEREAS, the City of Rochester has considered the general effect of the proposed project on the residents of the locality in which the proposed project is to be undertaken; and

WHEREAS, the preferred alternatives would require the City of Rochester to acquire real property interests from fifteen (15) properties and the relocation of one (1) retail business; and

WHEREAS, representatives of the City of Rochester have provided the property owners who may be affected by the proposed public project an opportunity to meet and discuss the proposed public project and have made reasonable efforts to minimize the impact the project will have on adjacent properties; and

WHEREAS, in accordance with Article 2 of the Eminent Domain Procedure Law the oral presentation and comment phase of a public hearing was held on June 16, 2015, at 7:30 p.m. at the Rochester City Hall, 30 Church Street, Rochester, New York, for the purpose of informing the public and to review the public use to be served and public benefit to be obtained by the aforementioned proposed public project, and to consider all other matters appropriate to that project; and

WHEREAS, during the course of the aforementioned oral presentation phase of the public hearing, all matters required by the Eminent Domain Procedure Law and appropriate to such public hearing were identified and explained to persons then in attendance, and such persons in attendance were given an opportunity to speak and comment on the proposed public project and to examine documents presented; and

WHEREAS, at the conclusion of the oral presentation phase of the aforementioned public hearing, the hearing was closed; and

WHEREAS, the minutes of such public hearing were transcribed and made available, together with the exhibits and other documents, if any, which were identified or made available during the oral presentation phase thereof, for inspection and examination by the public by contacting Jeron Rogers at the City of Rochester's Department of Environmental Services, City Hall, Room 300B, 30 Church Street, Rochester, New York.

NOW, THEREFORE, BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Council hereby makes the following determination and findings concerning the proposed Dewey Avenue and Driving Park Avenue Intersection Realignment Project:

1. The public use to be served by the proposed public project is the realignment of the intersection of Dewey Avenue and Driving Park Avenue.

2. The benefits to be obtained and purposes to be served by the proposed public project are as follows:
 - a. Geometry. The offset intersection would be eliminated by moving the north approach to the west to meet the south approach. The new alignment would result in improved traffic flow and reduced congestion.
 - b. Operational. Recurring congestion within the existing offset intersection would be eliminated.
 - c. Safety. The proposed intersection realignment would improve safety by simplifying travel through the project area. The existing pattern of sideswipe accidents that occur within the offset intersection would be eliminated.
 - d. Pedestrians. Pedestrian safety will be improved with the elimination of the offset intersection. ADA compliant sidewalk reconstruction within the project limits, including curb ramps and high visual impact crosswalks at the realigned intersection, will enhance notification to motorists of pedestrian crossing locations.
 - e. Bicyclists. The proposed public project includes design features that will improve bicyclist mobility and safety through the project area. It will eliminate a gap in the City's bicycle lane network.
 - f. Transit. The proposed realignment will provide improved mobility for the transit buses that serve the area.
3. The proposed public project is located in the City of Rochester, Monroe County, New York. The project limits extend 300 feet south and 350 feet north of the intersection along Dewey Avenue, and from Finch Street to Straub Street along Driving Park Avenue.
4. Four alternatives were considered for the proposed public project. The reasons for selecting Alternative 4, and for rejecting the other alternatives include:
 - a. The No Action/Maintenance Alternative does not address any of the project objectives. The alternative was retained only as a baseline for comparison to the preferred alternative.
 - b. Alternative 2: Dewey Avenue Realignment, North and South Approach was eliminated from the study due to the significant impact to surrounding commercial and residential properties.
 - c. Alternative 3: Modern Roundabout was eliminated from the study due to the significant impact to surrounding commercial and residential properties.
 - d. Alternative 4: Dewey Avenue Realignment, would eliminate the offset intersection by moving the northern approach of Dewey Avenue to the west to align with the southern approach. Multimodal mobility would be enhanced by consolidating pedestrian street crossings to one location, closing the gap in the City's bicycle lane network, and eliminating multiple turns for transit vehicles. This alternative best satisfies the project objectives and is considered the most feasible alternative.

5. Alternative 4 is hereby selected for the Project.
6. The proposed project underwent a thorough and proper review in accordance with the National Environmental Policy Act (NEPA) and the State Environmental Quality Review Act (SEQRA). The proposed public project will not, individually or cumulatively, have a significant environmental impact and is excluded from the requirement to prepare an Environmental Impact Statement (EIS) or an Environmental Assessment (EA). As Lead Agency under SEQRA, the City of Rochester determined the proposed project is classified as an Unlisted Action under the SEQRA, Part 617, Title 6 of the Official Compilation of New York Codes, Rules, and Regulations (6 NYCRR Part 617). The City and its consultant prepared the Short Environmental Assessment Form and the city has determined the proposed public project will not result in any significant adverse environmental impacts and has issued a Negative Declaration for the project.
7. It is hereby concluded that the proposed public project will have, among other things, the following effects upon the residents of the locality:
 - a. Access to adjacent parcels would not be significantly impacted. Driveways will be maintained during construction, except for temporary closures of entrances as required by construction activities. Access for emergency vehicles and local deliveries would be maintained during construction.
 - b. The proposed public project will not result in the long term, full intersection closures with a detour. One way alternating traffic with flagging control will be utilized during construction.
 - c. The impact to local businesses is not expected to be significant during construction activities due to the proposed traffic control scheme which will maintain access and mobility through the corridor with only temporary delays.
 - d. The proposed public project will result in the displacement of one retail businesses. The City of Rochester will provide relocation assistance in accordance with the requirements of 49 CFR Part 24, Subparts C and D.

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2015-268
Re: Official Map Amendment - Abandon a
Portion of Hayward Avenue East of
Chamberlain Street

Transmitted herewith for your approval is legislation amending the Official Map by abandoning a portion of Hayward Avenue east of Chamberlain Street.

August 11, 2015

The City Planning Commission, during its June 15, 2015 meeting, recommended approval of this abandonment by a vote of 6-0-0. Minutes of that meeting, along with the application, are attached.

Pursuant to the requirements of Article 8 of the New York State Environmental Conservation Law and Chapter 48 of the City Code, the proposal is a Type II Action requiring no further environmental review.

A public hearing is required.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AO-149

Ordinance No. 2015-268
(Int. No. 299)

Amending the Official Map by abandonment of a portion of Haywood Avenue

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. Chapter 76 of the Municipal Code, Official Map or Plan, as amended, is hereby further amended by changing and deleting therefrom the following described property, heretofore dedicated to street purposes and constituting a portion of Haywood Avenue:

**LEGAL DESCRIPTION OF PROPOSED
LANDS TO BE ABANDONED -
HAYWOOD AVENUE**

Intending to describe the east end of Hayward Avenue, running from Chamberlain Street to the westerly boundary of The Rochester Greater Regional Transit Authority ("RGRTA") parcel, located in the City of Rochester, Monroe County, New York State. Beginning at the point of intersection of the south highway boundary of Hayward Avenue and the east highway boundary of Chamberlain Street, thence;

- N 10°58'19" E a distance of 3.20, thence;
- Through said right of way of Hayward Avenue along a non-tangent curve to the left a distance of 84.91 feet, said curve having a radius of 50.00 feet, the chord of which is N 42°28' 27" W for a distance of 75.07 feet to the point of intersection of the north highway boundary of said Hayward Avenue and the east highway boundary of Chamberlain Street, thence;
- N 88°15'48" E along the said north highway boundary of Hayward Avenue, a distance of 315.40 feet to the point of intersection of the north highway boundary of Hayward Avenue and the westerly boundary of The Rochester Greater Regional Transit Authority parcel, thence;
- S 21°22'51" W along said westerly parcel boundary, a distance of 65.24 feet to the point of intersection of the westerly boundary of The Rochester Greater Regional Transit Authority parcel and the south highway boundary of Hayward Avenue, thence;

August 11, 2015

- S 88°15'48" W along said south highway boundary of Hayward Avenue, a distance of 241.50 feet to the Point of Beginning, containing 0.361± acre (15728± sq. ft.).

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2015-269 and

Ordinance No. 2015-270

Re: Amendments - Funding of Brooks
Landing 2 Project and Midtown
Redevelopment Project

Transmitted herewith for your approval is legislation related to the Brooks Landing 2 Project and Midtown Redevelopment Project to revise the funding of three agreements by removing grant funds and replacing them with local funding. This legislation will:

1. Authorize the issuance of bonds totaling \$60,000 and appropriate the proceeds thereof to partially finance the Brooks Landing 2 Project;
2. Amend the agreement with T.Y. Lin International, Rochester, New York, authorized via Ordinance No. 2014-397 for resident project representation (RPR) services for the Brooks Landing 2 Project by changing the New York State (NYS) Marchiselli Aid in the amount of \$7,000 to the bond appropriated herein;
3. Amend the agreement with T.Y. Lin International (formerly FRA) authorized via Ordinance No. 2008-416 for design services for the Brooks Landing 2 Project by changing the federal aid in the amount of \$32,000 to Bond Ordinance No. 2011-236; and
4. Amend the agreement with LaBella Associates, Rochester, New York, authorized via Ordinance No. 2013-104 for design services for the Midtown Redevelopment project by reducing the NYS Marchiselli Aid in the amount of \$178,843 and replacing it with 2014-15 Cash Capital.

The NYS Department of Transportation (NYSDOT) recently notified the City that the Brooks Landing 2 Marchiselli Aid in the amount of \$60,000 (Ordinance No. 2014-397) was awarded in error and has been rescinded. Likewise, the federal aid of \$32,000 was also rescinded. Both grant appropriations are replaced with City funding. The project will retain \$351,200 in federal aid and \$500,000 in New York Department of State Local Waterfront Revitalization funds.

Phase 1 of the Brooks Landing public improvements, completed in 2008, included the design and construction of a riverfront promenade, transient boater wharf, a public plaza and streetscape enhancements along South Plymouth Avenue. Phase 2 is under construction and includes park and public right-of-way improvements as follows: realignment/reconstruction of the remnant portion of South Plymouth Avenue to right-size it for its new park context; provide parking; establish a one-way southbound connection from the north; install park gateway enhancements; improve existing, and install new, asphalt and stone dust trails; add wayfinding, interpretative and orientation signage; perform vegetation management; provide landscaping; and create additional site amenities.

August 11, 2015

Phase 2 will also include a public call for artists, a juried selection process, and the fabrication and installation of the selected art.

Park and right-of-way improvement construction is scheduled be completed in fall 2015. The public art process is anticipated to begin in summer 2015 with a public call for artists, followed by the selection of art work in fall 2015, and its fabrication and installation completed fall 2016.

NYSDOT did not authorize a portion of the Marchiselli Aid for the Midtown Redevelopment Project as appropriated in Ordinance No. 2013-104, and the City will replace it with local funding. NYSDOT informed the City that they had estimated the Marchiselli Aid in error. The design agreement with LaBella Associates provides for five phases of construction including the service tunnel reconstruction, Midtown garage rehabilitation, street, utility and site improvements, garage entrance building and new pedestrian corridor. The service tunnel is complete and the remaining phases except the pedestrian corridor are near completion. The constructions of the pedestrian corridor improvements are dependent on the future development at the site, and there is not a firm schedule at this time.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2015-269
(Int. No. 308)

Bond Ordinance of the City of Rochester, New York authorizing the issuance of \$60,000 bonds of said City to finance the costs of construction of streets and public right-of-way improvements as part of the Brooks Landing 2 Project

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The City of Rochester, in the County of Monroe, New York (herein called "City"), is hereby authorized to finance the costs of construction of streets and public right-of-way improvements as part of the Brooks Landing 2 Project (the "Project") including realignment/reconstruction of the remnant portion of South Plymouth Avenue to right-size it for its new park context; provide parking; establish a one-way southbound connection from the north; and related site improvements. The estimated maximum cost of said class of objects or purposes, including preliminary costs and costs incidental thereto and the financing thereof, is \$1,801,904, and said amount is hereby appropriated therefor. The plan of financing includes the issuance of \$60,000 bonds of the City to finance construction as part of said Project, \$277,012 from previously issued bond Ordinance No. 2007-182 and \$39,280 from previously issued Bond Ordinance No. 2011-236 to finance construction as part of said Project, \$120,200 in 2013-14 Cash Capital, \$319,200 in funds to be received from the Federal Highway Administration, and \$266,212 from the New York Department of State Local Waterfront Revitalization Program, and the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

Section 2. Bonds of the City in the principal amount of \$60,000 are hereby authorized to be issued, pursuant to the Constitution and laws of the State of New York, including the provisions of the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called the "Law"), this Ordinance, and other proceedings and determinations related thereto.

Section 3. The City intends to finance, on an interim basis, the costs or a portion of the costs of said improvements for which bonds are herein authorized, which costs are reasonably expected to

be reimbursed with the proceeds of debt to be incurred by the City, pursuant to this Ordinance, in the amount of \$60,000. This Ordinance is a declaration of official intent adopted pursuant to the requirements of Treasury Regulation Section 1.150-2.

Section 4. The period of probable usefulness of the class of objects or purposes described in Section 1 of this Ordinance, within the limitations of 11.00 a. 20 of the Local Finance Law, is fifteen (15) years.

Section 5. Each of the bonds authorized by this Ordinance and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity as prescribed by Section 52.00 of the Law and said bonds and any notes issued in anticipation of said bonds, shall be general obligations of the City, payable as to both principal and interest by an ad valorem tax upon all the taxable real property within the City without limitation as to rate or amount. The faith and credit of the City are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and any notes issued in anticipation of the sale of said bonds and provision shall be made annually in the budget of the City by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 6. Subject to the provisions of this Ordinance and of said Law, and pursuant to the provisions of Section 30.00 relative to the authorization of the issuance of bond anticipation notes or the renewals thereof, and of Sections 50.00, 56.00 to 60.00 and 168.00 of said Law, the powers and duties of the City Council relative to authorizing the issuance of any notes in anticipation of the sale of the bonds herein authorized, or the renewals thereof, and relative to providing for substantially level or declining debt service, prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized, and of any notes issued in anticipation of the sale of said bonds or the renewals of said notes, as well as to executing agreements for credit enhancement, are hereby delegated to the Director of Finance, as the Chief Fiscal Officer of the City.

Section 7. The validity of the bonds authorized by this Ordinance and of any notes issued in anticipation of the sale of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the City is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such Ordinance are not substantially complied with, and an action, suit or proceeding contesting such validity, is commenced within twenty (20) days after the date of such publication, or
- (c) such obligations are authorized in violation of the provisions of the Constitution.

Section 8. This Ordinance shall take effect immediately, and the City Clerk is hereby authorized and directed to publish a summary of the foregoing Ordinance, together with a Notice attached in substantially the form prescribed by Section 81.00 of the Law in "The Daily Record," a newspaper published in Rochester, New York, having a general circulation in the City and hereby designated the official newspaper of said City for such publication.

Passed unanimously.

Ordinance No. 2015-270
(Int. No. 309)

August 11, 2015

Authorizing funding amendments for the Midtown Redevelopment Project and Brooks Landing 2 Project

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. Ordinance No. 2014-397, which authorized a professional services agreement between the City and T.Y. Lin International for resident project representation services for the Brooks Landing 2 Project, is hereby amended by reducing the New York State Marchiselli Aid funding appropriated for this purpose by \$7,000 and substituting \$7,000 from a bond ordinance to be authorized for said Project.

Section 2. Ordinance No. 2008-416, which authorized a professional services agreement between the City and T.Y. Lin International for design services for the Brooks Landing 2 Project, is hereby amended by reducing the Federal Highway Administration funding appropriated for this purpose by \$32,000 and substituting \$32,000 from Bond Ordinance No. 2011-236 authorized for said Project.

Section 3. Ordinance No. 2013-104, which authorized a professional services agreement between the City and LaBella Associates, PC for design services for the Midtown Redevelopment Project, is hereby amended by reducing the New York State Marchiselli Aid funding appropriated for this purpose by \$178,843 and substituting \$178,843 from 2014-15 Cash Capital.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

Councilmember Haag moved to discharge Int. No. 53 from committee.

The motion was seconded by Councilmember Ortiz.

The motion was adopted by the following vote:

Ayes - President Scott, Councilmembers Conklin, Haag, McFadden, Miller, Ortiz, Patterson, Spaul - 8.

Nays – None - 0.

Councilmember Haag moved to amend Int. No. 53.

The motion was seconded by Councilmember Ortiz.

The motion was adopted by the following vote:

Ayes - President Scott, Councilmembers Conklin, Haag, McFadden, Miller, Ortiz, Patterson, Spaul - 8.

Nays – None - 0.

TO THE COUNCIL

Ladies and Gentlemen:

August 11, 2015

Resolution No. 2015-14
Re: Re-appointments - Downtown
Enhancement District Advisory
Committee

Transmitted herewith for your approval is legislation confirming the re-appointment of five members to the Downtown Enhancement District Advisory Committee. They will be re-appointed to two-year terms expiring on December 31, 2016.

Re-appointments

Chris Hill	I. Gordon Corporation 28 East Main Street, 14614
Lawrence Davies	JP Morgan Chase Bank One Chase Square, 14604
James Costanza	Temple Building 14 Franklin Street, Suite 1122, 14604
Wes Plant	Thompson Legal Regulatory 50 Broad Street East, 14694
Richard Calabrese	Times Square Building 45 Exchange Blvd., 14614

A summary description of the Downtown Enhancement District Advisory Committee with a list of current members is attached.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AO-150

Resolution No. 2015-14
(Int. No. 53)

Resolution approving appointments to the Downtown Enhancement District Advisory Committee, as amended

BE IT RESOLVED, by the Council of the City of Rochester as follows:

Section 1. The Council hereby approves the reappointment to the Downtown Enhancement District Advisory Committee of the following persons for terms to expire December 31, 2016

Chris Hill	I. Gordon Corporation 28 East Main St.
Lawrence Davies	JP Morgan Chase Bank One Chase Square

August 11, 2015

James Costanza	Temple Building 14 Franklin St. Suite 1122
Wes Plant	Thompson Legal Regulatory 50 Broad St. East
Richard Calabrese	Times Square Building 45 Exchange Blvd.

Section 2. This resolution shall take effect immediately.

Strikeout indicates deleted text, new text is underlined

Adopted unanimously.

By Councilmember McFadden
August 11, 2015

To the Council:

The PUBLIC SAFETY, YOUTH & RECREATION COMMITTEE recommends for ADOPTION the following entitled legislation:

Int. No. 300	Authorizing an agreement with the New York State Division of Homeland Security and Emergency Services and amending the Budget
Int. No. 301	Authorizing an agreement, appropriating funds, and amending budget of the Department of Recreation and Youth Services related to the Rochester After School Academy program, <u>as amended</u>
Int. No. 302	Authorizing an agreement for the Parent Leadership Training Institute
Int. No. 303	An agreement for and appropriating funds related to the Southwest Youth Organizing Project
Int. No. 304	Amending the 2015-16 Budget by increasing the appropriations for the Rochester Police Department to carry over unspent grant funds
Int. No. 305	Authorizing an intermunicipal agreement with Genesee Community College for the placement of veterinary technology students in externships at the Animal Services Center
Int. No. 310	Authorizing agreements for towing services
Int. No. 311	Authorizing agreements for Sexual Health Promotion for Young People

Respectfully submitted,
Matt Haag
Elaine M. Spaul

August 11, 2015

Dana K. Miller
Loretta C. Scott
PUBLIC SAFETY, YOUTH & RECREATION COMMITTEE

Received, filed, and published.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2015-271
Re: Grant Agreement - 2015 State
Homeland Security Program

Council Priority: Public Safety

Transmitted herewith for your approval is legislation authorizing an agreement with the Division of Homeland Security and Emergency Services (DHSES) for the receipt and use of a \$130,900 State Homeland Security Program (SHSP) 2015 Grant and amending the 2015-16 Budget of the Fire Department by \$112,900 and Undistributed Expenses by \$18,000.

This grant is provided to enhance terrorism prevention in the Rochester/Monroe County region. Grantees are required to build capabilities that relate to the prevention of, protection from, or response to terrorism. The program period is September 1, 2015 through August 31, 2018, and no matching funds are required.

The 2015 allocation will be used for personal protection and rescue equipment (\$42,900), training (\$20,000), overtime backfill expenses (\$50,000), and fringe (\$18,000), for structural collapse technician training.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2015-271
(Int. No. 300)

Authorizing an agreement with the New York State Division of Homeland Security and Emergency Services and amending the Budget

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Division of Homeland Security and Emergency Services for receipt and use of \$130,900 in funds for the State Homeland Security Program.

Section 2. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 3. The sum of \$130,900 is hereby appropriated from funds to be received under the grant agreement authorized herein to fund the Program.

August 11, 2015

Section 4. Ordinance No. 2015-167, the 2015-16 Budget of the City of Rochester, as amended, is hereby further amended by increasing the Budget revenues by \$130,900, increasing the appropriations for the Budget of the Rochester Fire Department by \$112,900, and increasing the appropriations for the Budget of Undistributed Expense by \$18,000.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2015-272
Re: Agreement - New York State
Department of Education, Rochester
After School Academy

Council Priority: Support the Creation of
Effective Educational Systems

Transmitted herewith for your approval is legislation related to the Rochester After School Academy (RASA) program. This legislation will:

1. Authorize an agreement with the New York State Department of Education for the receipt and use of \$74,375 in 21st Century Community Learning Centers Program funding for RASA for the 2015-16 school year;
2. Appropriate \$15,000 in funding from the Job Creation/Youth Development allocation of the General Community Needs Fund of the 2015-16 Community Development Block Grant, to support the project; and
3. Amend the 2015-16 Budget of the Department of Recreation and Youth Services (DRYS) by \$43,175 to reflect the grant. The remaining grant funds (\$46,200) were already included in the 2015-16 Budget of DRYS.

RASA is a comprehensive and strategic approach to after school programming, designed to enhance and extend learning opportunities beyond the traditional school day. RASA will serve 50 students at Dr. Charles T. Lunsford School #19. The City will work in partnership with the school to provide academic enrichment and youth development programming to support the academic outcomes of the students.

This is the third year of a three-year grant.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AO-151

Ordinance No. 2015-272
(Int. No. 301)

August 11, 2015

Authorizing an agreement, appropriating funds, and amending budget of the Department of Recreation and Youth Services related to the Rochester After School Academy program, as amended

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into an agreement with the New York State Department of Education for the receipt and use of \$74,375 in 21st Century Community Learning Centers Program funding for the Rochester After School Academy (RASA) for the 2015-16 school year.

Section 2. Said agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 3. The sum of \$15,000 is hereby appropriated for the RASA program from the Job Creation/Youth Development allocation of the General Community Needs Fund of the 2015-16 Community Development Block Grant.

Section 4. Ordinance No. 2015-167, the 2015-16 Budget of the City of Rochester, as amended, is hereby amended to reflect an increase of ~~\$43,175~~ \$43,200 in the Budget of the Department of the Recreation and Youth Services from grant funds not previously included in said budget.

Section 5. This ordinance shall take effect immediately.

Strikeout indicates deleted text, new text is underlined

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2015-273
Re: Agreement - Rochester's Child, Inc.,
Parent Leadership Training Institute

Transmitted herewith for your approval is legislation establishing \$10,000 as maximum compensation for an agreement with Rochester's Child, Inc., a subsidiary of the Rochester Area Community Foundation, for the Parent Leadership Training Institute (PLTI). The cost of this agreement will be funded from the Parent Leadership Training Institute allocation of the General Community Needs Fund of the 2015-16 Consolidated Community Development Plan.

PLTI is an evidence-based program offered by Rochester's Child, Inc. in partnership with the Early Childhood Development Initiative. It is designed to increase parents' involvement and engagement in the community, to strengthen neighborhoods and families and to improve outcomes for children. Parents participate in a 20 week training program with topics that include: child and adolescent youth development, public speaking, civics, and policy development. Twenty-five parents will be served in 2015-16.

This is the fourth year of City funding for this program. The most recent agreement for this service was approved by Council in August 2014 via Ordinance No. 2014-262.

The term of the agreement will be September 1, 2015 to March 31, 2016.

August 11, 2015

A project description and budget are attached.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AO-152

Ordinance No. 2015-273
(Int. No. 302)

Authorizing an agreement for the Parent Leadership Training Institute

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into an agreement with Rochester's Child, Inc. for the Parent Leadership Training Institute.

Section 2. The agreement shall obligate the City of Rochester to pay an amount not to exceed \$10,000, and said amount, or so much thereof as may be necessary, is hereby appropriated from the General Community Needs Fund of the 2015-16 Consolidated Community Development Plan. The term of the agreement will be September 1, 2015 to March 31, 2016.

Section 3. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2015-274
Re: Agreement - Center for Teen
Empowerment, Inc., Southwest
Youth Organizing Project

Council Priority: Public Safety; Support the
Creation of Effective Educational Systems

Transmitted herewith for your approval is legislation establishing \$30,000 as maximum compensation for an agreement with the Center for Teen Empowerment, Inc. for the Southwest Youth Organizing Project. The cost of this agreement will be appropriated from the Southwest Youth Organizing allocation of the General Community Needs Fund of the 2015-16 Consolidated Community Development Plan. The term of the agreement will be September 1, 2015 to March 31, 2016.

The Center for Teen Empowerment will hire ten youth from the southwest area of the city to implement youth initiatives, activities and events for youth to improve the community in the southwest area of the city. These services will reach over 200 neighborhood youth.

August 11, 2015

This is the fifth and final year of funding. The most recent agreement for these services was approved by Council in July 2014 via Ordinance No. 2014-236.

A project description and budget are attached.

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AO-153

Ordinance No. 2015-274
(Int. No. 303)

An agreement for and appropriating funds related to the Southwest Youth Organizing Project

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The sum of \$30,000, or so much thereof as may be necessary, is hereby established as the compensation to be paid for a professional services agreement with the Center for Teen Empowerment, Inc. to implement the Southwest Youth Organizing Project. Said funds are appropriated from the Southwest Youth Organizing allocation of the General Community Needs Fund of the 2015-16 Consolidated Community Development Plan.

Section 2. The term of the agreement shall be from September 1, 2015 to March 31, 2016.

Section 3. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 4. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2015-275
Re: Amendment - 2015-16 Budget of the
Police Department

Council Priority: Public Safety

Transmitted herewith for your approval is legislation amending the 2015-16 Budget of the Police Department by \$30,100 to reflect the balance of carryover funds from existing grants. The funds below, which will be used for their original intended purpose, were not fully expended in 2014-15 as anticipated and therefore need to be carried over into 2015-16.

<u>Grant</u>	<u>Amount to Carry Over</u>
2013 Bomb Squad Initiative Grant	\$14,100
Child Passenger Safety Grant	100

August 11, 2015

GTEA	2,100
MVTIFP	9,600
Smart Policing Grant	<u>4,200</u>
Total	\$30,100

The Bomb Squad Initiative Grant has been received for over 10 years and is used to purchase equipment and training necessary for the Bomb Squad's continual improvement to incident responses. The 2011 and 2012 Bomb Squad grants provided funding that allowed for the purchase of a Wolverine Robot. The 2013 Grant has been used for training and the purchase of accessories to enhance the capabilities of this robot.

The Child Passenger Safety Grant is provided by the Governor's Traffic Safety Committee and enables the Police Department to run child safety seat inspections in the city during the period of October 1, 2014 through September 30, 2015. The goal of this award is to increase the proper use and installation of child safety seats in New York State.

The Grant to Encourage Arrest Policies and Enforcement of Protection Orders Program (GTEA) pays the salary of a part-time Victim's Assistance worker to provide enhanced domestic violence victim's services in the Family and Victim Services Section of the Police Department. The grant also pays for overtime, including fringe, for a Domestic Violence Response Team (DART), comprised of police officers and police supervisors, as needed, to respond to targeted domestic violence situations; and training to assist grant staff in providing these enhanced services.

The Motor Vehicle Theft and Insurance Fraud Prevention (MVTIFP) grant provides overtime, but not fringe, to support Police Department deployment in high-theft areas and increased investigations of insurance fraud. The grant also provides funds to train police officers in specialized anti-theft techniques and technology.

The Smart Policing grant is a collaborative between the Police Department and the Rochester Institute of Technology (RIT) to attempt to reduce crime in the city. The project's goal is: to improve the understanding of the scope and nature of violent, retaliatory disputes; to formalize a dispute risk assessment method for police to identify and prioritize those at high-risk for retaliation; and to create, test, evaluate, and document a violent dispute intervention strategy that can be extended to other departments. The carryover funds will be used for police overtime and associated fringe.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2015-275
(Int. No. 304)

Amending the 2015-16 budget by increasing the appropriations for the Rochester Police Department to carry over unspent grant funds

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. Ordinance No. 2015-167, the 2015-16 Budget of the City of Rochester, as amended, is hereby further amended by increasing the revenue estimates and appropriations to the Rochester Police Department by the sum of \$30,100, which amount is hereby appropriated from unspent grant funds appropriated in the 2014-15 budget as shown below. Said funds shall be used for their original purpose.

August 11, 2015

<u>Grant</u>	<u>Amount to Carry Over</u>
2013 Bomb Squad Initiative Grant	\$14,100
Child Passenger Safety Grant	\$100
Grants to Encourage Arrest (GTEA)	\$2,100
Motor Vehicle Theft and Insurance Fraud Prevention (MVTIFP) Grant	\$9,600
Smart Policing Grant	\$4,200

Section 2. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2015-276
Re: Intermunicipal Agreement - Genesee
Community College, Veterinary
Technology Student Externships

Council Priority: Support the Creation of
Effective Educational Systems

Transmitted herewith for your approval is legislation authorizing an intermunicipal agreement with Genesee Community College (GCC) for the placement of veterinary technology students in externships at the City's Animal Services Center. There is no cost for this agreement.

Through this agreement, GCC veterinary technology students will obtain clinical experience at the Animal Services Center. Animal Services was involved with this agreement in prior years and found the relationship mutually beneficial. The term of the agreement is September 1, 2015 through August 31, 2016, with annual renewals upon mutual consent.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2015-276
(Int. No. 305)

Authorizing an intermunicipal agreement with Genesee Community College for the placement of veterinary technology students in externships at the Animal Services Center

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into an agreement with Genesee Community College for the placement of its veterinary technology students in externships at the City's Animal Services Center. No monetary compensation shall be provided. The term of the agreement shall be September 1, 2015 through August 31, 2016, and may be renewed annually upon the mutual consent of the parties.

August 11, 2015

Section 2. The agreement shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 3. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL
Ladies and Gentlemen:

Ordinance No. 2015-277
Re: Agreements - Vehicle Towing Services

Council Priority: Public Safety

Transmitted herewith for your approval is legislation related to towing services for the City. This legislation will:

1. Authorize agreements with the following firms for towing of standard vehicles. These firms have satisfactorily provided services to the City since October 1, 2012 and were initially selected through a request for proposal process.

<u>Company</u>	<u>Address (Rochester)</u>	<u>Principal</u>
Alliance Collision, Inc.	532 North Street	Daniel Tantalo
East Avenue Automotive	1656 East Avenue	Paul Marone
John & Son Collision	4 Niagara Street	Michael Piacente
Excel Service & Towing	95 Seneca Avenue	Scott Chapman

2. Authorize an agreement with Joe Benson's Service (Chili, New York) for heavy duty towing. This is one of only a few firms in the region that provide this specialized service. They have provided satisfactory service to the City for several years.

Private firms are hired by the City to provide towing of illegally parked, damaged, disabled, recovered stolen, and abandoned vehicles. Assignments for the towing of standard vehicles are rotated among the companies contracted for that service.

The current agreements for towing services, authorized in October 2012 via Ordinance No. 2012-405, will expire on August 31, 2015. The proposed agreements will be for three years, from September 1, 2015 through August 31, 2018 with options for two one-year renewals. The expiring agreements provided no inflationary adjustment to the fees for services, therefore an increase of 2.8% to the fee schedule (attached) is recommended which represents cumulative inflation between October 2012 and May 2015, based on the Consumer Price Index for Urban consumers (CPI-U). Beginning October 1, 2016 and annually thereafter, the fees for services will be adjusted for the CPI-U based upon the most recently completed City fiscal year. A revision to the charges is also being made to cover the cost of relocating any snowbound vehicles beyond the first vehicle to be moved. This is in recognition of the additional work needed to uncover vehicles from snow and ice.

August 11, 2015

The total additional cost of the changes described above is estimated to be \$13,000 for the first year; the agreements will be funded from the 2015-16 and future Budgets of the Police Department, contingent upon approval of future budgets.

In 2014-15, a total of 3,828 vehicles were towed to the City Auto Pound and the City paid the following amounts to the following vendors currently under contract with the City:

Alliance Collision	\$105,487
East Avenue Towing	103,288
Excel Service & Towing	102,172
John & Sons Collision	107,509
Joe Benson's Service	<u>2,458</u>
Total	\$420,914

Respectfully submitted,
Lovely A. Warren
Mayor

Attachment No. AO-154

Ordinance No. 2015-277
(Int. No. 310)

Authorizing agreements for towing services

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into agreements with such number of the following contractors as she shall deem necessary and appropriate to meet the towing demands of the City, for September 1, 2015 through August 31, 2018, with the option for two (2)-one (1) year renewals:

<u>Contractor</u>	<u>Principal/Officer</u>	<u>Address</u>
Alliance Garage	Daniel Tantalo	532 North Street
East Avenue Auto, Inc.	Paul Marone	1656 East Avenue
John & Son Collision	Michael Piacente	4 Niagara Street
Excel Service & Towing	Scott Chapman	95 Seneca Avenue
*Joe Benson's Service	Joseph Benson, Jr.	1421 Scottsville Road

*Heavy towing only

Section 2. The term of each agreement shall be September 1, 2015 through August 31, 2018, with the option of up to two (2) additional terms of one (1) year each, if both parties agree.

Section 3. The agreements shall obligate the City to pay the following fees for such services. Said amounts shall be funded from the 2015-16 and subsequent Budgets of the Rochester Police Department, contingent upon adoption of subsequent budgets.

Service Rate

Standard tow fee (regular/flatbed) MVA, traffic violations, mechanical problems, snowbound vehicles, snow emergencies, etc.	\$ 106
Truck towing (single and tandem axles, < 26,000 lbs. GVW)	\$ 184
Heavy trucks/tractor trailers (> 26,000 lbs.)	\$ 253
Relocate vehicles	
First vehicle- standard tow fee applies	\$ 106
Additional vehicles (including chip-seal, parades, construction, etc.).	\$ 24
Additional snowbound vehicles.	\$ 50
Additional services	
Brake inspections requested by RPD and additional services approved by the Chief of Police to include but not limited to winching, use of go-jacks, removal from parking garages, etc. (15 minute increments)	\$ 72/hour
In pound towing	
Per tow truck/per hour (15 minute increments)	\$ 72/hour
Towing RPD vehicle within Monroe County	no charge
Towing RPD vehicle outside of Monroe County	
Per mile beyond the Monroe County line (round trip)	\$ 3 per mile
Towing private vehicles outside of Monroe County	
Standard tow fee applies. Mileage per mile beyond the Monroe County line (round trip)	\$ 3 per mile
Service Call- RPD or private vehicle (<i>only one fee per event</i>)	\$ 72
Jump starts, lock outs, out of gas, tire change, moving a disabled vehicle to the shoulder of the road, etc. (<i>Service calls provided to private vehicles must be billed directly to vehicle owner and will not be paid by City</i>)	
Special Event or Emergency Standby	\$ 51/hour
(per hour in 15 minute increments with a minimum of one hour)	
• Special Event standby will be requested in advance of the event. (This rate will include relocations)	

*(If a vehicle is impounded, the normal towing rate will apply and
the standby rate will cease during the towing and impound period.)*

August 11, 2015

*Emergency standby will be used for a critical incident.

*No standby time will be paid for a standard tow.

Section 4. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 5. This ordinance shall take effect immediately.

Passed unanimously.

TO THE COUNCIL

Ladies and Gentlemen:

Ordinance No. 2015-278

Re: Agreements - New York State
Department of Health Grant,
Promoting Sexual Health

Council Priority: Support the Creation of
Effective Educational Systems; Public Safety

Transmitted herewith for your approval is legislation related to a New York State Department of Health (NYSDOH) grant to promote sexual health among young people through youth leadership and community engagement. This legislation will:

1. Authorize an amendatory agreement with NYSDOH for the receipt and use of a \$111,556 grant award for a seven month extension of the fifth year of a five year grant, for a total of \$302,794 and any additional Cost of Living Adjustment funds. This amount is included in the 2015-16 Budget of the Department of Recreation and Youth Services;
2. Establish \$56,970 as maximum compensation for an agreement with Baden Street Settlement of Rochester, Inc./Metro Council for Teen Potential, to recruit and supervise youth leaders, create a social marketing campaign, and conduct project outreach; and
3. Establish \$11,667 as maximum compensation for an agreement with AC Center Inc., dba Trillium Health, to provide a part-time health educator to train youth leaders and co-facilitate health education workshops, curriculum, and presentations related to the grant project.

Both agreements will be funded from the 2015-16 Budget of the Department of Recreation and Youth Services, and the term of both will be from June 1, 2015 to December 31, 2015.

The remaining grant funds (\$42,919) will be used to support City staff and operational costs needed for implementation of the program.

The fifth and final year of this grant, approved by Council in May 2014 via Ordinance No. 2014-152, ended May 31, 2015. On July 24, 2015, notice was received from the State approving additional funding for a seven month extension.

August 11, 2015

The goal of the program is to reduce HIV and sexually transmitted infections, and unintended pregnancies among Rochester youth of color from the ages of 13 to 24. Youth leaders, parents, health clinics, and community volunteers will be engaged to support and promote optimal sexual health for young people. Engaging youth leadership in facilitating the needed community changes is a unique aspect of this program.

In the fifth year of this grant through May 2015, this program had 24,190 contacts with youth, families, and community members. Through this grant extension, it is anticipated that this program will have an additional 14,110 contacts through engaging youth and families at community events with a health focus, workshops, curriculum delivery, peer training activities, distribution of health information and social media.

Respectfully submitted,
Lovely A. Warren
Mayor

Ordinance No. 2015-278
(Int. No. 311)

Authorizing agreements for Sexual Health Promotion for Young People

BE IT ORDAINED, by the Council of the City of Rochester as follows:

Section 1. The Mayor is hereby authorized to enter into an amendatory agreement with the New York State Department of Health for the receipt and use of a five-year grant award for funding a Sexual Health Promotion for Young People through the Youth Leadership and Community Engagement Project (the Project). The amount of the grant funding, as last amended in Ordinance No. 2014-152, shall be increased by the sum of \$111,556 to a total of \$302,794 plus any additional funds that may be received from NYSDOH as a cost of living adjustment. The term of the amendatory agreement shall be extended seven months to December 31, 2015.

Section 2. The Mayor is hereby further authorized to enter into an agreement with Baden Street Settlement of Rochester, Inc./Metro Council for Teen Potential in an amount not to exceed \$56,970 to provide Project services. The term of the agreement shall be from June 1, 2015 to December 31, 2015.

Section 3. The Mayor is hereby further authorized to enter into an agreement with AC Center, Inc., dba Trillium Health in an amount not to exceed \$11,667 to provide Project services. The term of the agreement shall be from June 1, 2015 to December 31, 2015.

Section 4. The agreements authorized in Sections 1, 2, and 3 shall be funded from the 2015-16 Budget of the Department of Recreation and Youth Services. The maximum compensation provided for in the agreements authorized in Sections 2 and 3 may be increased to account for any additional funds received from NYSDOH as a cost of living adjustment.

Section 5. The agreements shall contain such additional terms and conditions as the Mayor deems to be appropriate.

Section 6. This ordinance shall take effect immediately.

Passed unanimously.

August 11, 2015

By President Scott
August 11, 2015

To the Council:

The **COMMITTEE OF THE WHOLE** recommends for **ADOPTION** the following entitled legislation:

Int. No. 306 - Resolution confirming the appointment of the Corporation Counsel

Respectfully submitted,

Loretta C. Scott
Carolee A. Conklin
Matt Haag
Dana K. Miller
Jacklyn Ortiz
Michael A. Patterson
Elaine M. Spaul

COMMITTEE OF THE WHOLE

Received, filed, and published.

TO THE COUNCIL
Ladies and Gentlemen:

Resolution No. 2015-15
Re: Confirmation of the Corporation
Counsel

Transmitted herewith for your approval is legislation confirming, as required by the City Charter, the appointment of Brian F. Curran as the Corporation Counsel of the City of Rochester.

Brian F. Curran's resume is available for review in the City Clerk's Office.

Respectfully submitted,
Lovely A. Warren
Mayor

Resolution No. 2015-15
(Int. No. 306)

Resolution confirming the appointment of the Corporation Counsel

WHEREAS, the Mayor has appointed Brian F. Curran to the position of Corporation Counsel, subject to confirmation by the City Council, and

WHEREAS, Council has reviewed the qualifications of the appointee and determined that he has the ability and qualifications to execute the duties and responsibilities of the office,

August 11, 2015

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Rochester hereby confirms the appointment of Brian F. Curran as Corporation Counsel.

This resolution shall take effect immediately.

Adopted unanimously.

The meeting was adjourned at 7:53 p.m.

HAZEL L. WASHINGTON
City Clerk